

NOV. 5. 2001 9:42PM

MARSHALL, GERSTEIN & BORUN

NO. 8669 P. 4

#15/108  
11/13/01

**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Docket No.: 13024/35946

**REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL**

**Box RCE  
Commissioner for Patents  
Washington, D.C. 20231**

Sir:


This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the following application:

**Application**

Application Serial No:	09/495,186
Filed on:	February 1, 2000
Inventors:	John McMichael and Michael Allen
Title:	Treatment of Symptoms of Asthma, Allergies and Otitis Media
Art Unit:	1633
Examiner:	M. Wilson
Attorney Docket No.:	13024/35946

**CERTIFICATE OF FACSIMILE TRANSMITTAL**

I hereby certify that this paper and the documents referred to herein as enclosed are being transmitted via facsimile to the U.S. Patent and Trademark Office, 703-872-937, on November 5, 2001.

	11/13/2001	TJOHNS04	00000001	132855	09495186
Jeffrey S. Sharp					
Reg. No. 31,879	01 FC:215		55.00	CH	
	02 FC:279		370.00	CH	

**1. Submission required under 37 C.F.R. §1.114****a. Previously submitted**

- ☐ Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on \_\_\_\_

(Any unentered amendment(s) referred to above will be entered).

- ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_

- ☐ Other \_\_\_\_\_

**b. Enclosed**

- ☒ Amendment/Reply

- ☐ Affidavit(s)/Declaration(s)

- ☐ Information Disclosure Statement (IDS)

- ☒ Other Terminal Disclaimer

**2. Miscellaneous**

- a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_ months.**

(Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)

- b. Other \_\_\_\_\_**

**3. Fees**

- a. The Commissioner is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 13-2855.

- ☒ i. RCE fee of \$355.00 required under 37 C.F.R. § 1.17(e)
- ☒ ii. Extension of time fee 37 C.F.R. §§ 1.136 and 1.17(a)
- ☐ iii. Other \_\_\_\_\_

Please direct all future communications to Jeffery S. Sharp, at the address below.

Respectfully submitted,

MARSHALL, GERSTEIN & BORUN  
6300 Sears Tower  
233 South Wacker Drive  
Chicago, Illinois 60606-6357  
(312) 474-6300  
(312) 474-0448 (Telefacsimile)

By: \_\_\_\_\_

Jeffery S. Sharp  
Reg. No: 31,879

November 5, 2001